IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH

AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE SIXTEENTH DAY OF AUGUST

TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR. JUSTICE V.V.S.RAO

WRIT PETITION NO.14431 OF 2004

Between:

R.Ganga Shalini

D/o.R.V.V.Satyanarayana Murthy

D.No.65-8-5/1, GPT Road,

Mehar Nagar, Kakinada, East Godavari District

...PETITIONER

And

1. Acharya N.G.Ranga Agricultural University

Rep. by its Registrar, Rajendra Nagar, Hyderabad.

2. Globel Express Couriers

5-1-67, II Town Police Station,

Kakinada

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to

issue a Writ of Mandamus or any other appropriate Writ, order or direction declaring the impugned action of the 1st respondent in not allowing the petitioner to attend the counselling on 17.8.2004 by showing her name in the list on ineligible candidates in their notification dated 7.8.2004 and thereby penalizing her for the fault of the 2nd respondent as illegal, arbitrary and violative of principles of natural justice etc. and consequently permit her to attend the counseling for admission to B.V.Sc., etc, in Acharya N.G.Ranga Agricultural University for the year 2004-2004 along with other eligible candidates.

Counsel for the Petitioner: MR. N.V.ANANTHA KRISHNA

Counsel for the Respondents: -

The Court at the admission stage made the following:

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.14431 OF 2004

ORDER:

The petitioner appeared for Engineering, Agricultural and Medical Common Entrance Test-2004. She obtained a rank of 4789. Pursuant to the notification issued by first respondent University, she sent her application along with necessary certificates through second respondent. On 9.8.2004, first respondent notified the dates of counselling commencing on 16.8.2004. The petitioner alleges that when she came to Hyderabad her name was not included in the list of eligible candidates and on enquiries she was informed that her application for admission to first year B.V.Sc., course was received after due date. Therefore, she filed the present Writ

Petition seeking a direction to the first respondent to allow her to attend for counselling for admission to B.V.Sc., course for the academic year 2004-2005.

During the course of his submissions, learned counsel for the petitioner, Sri N.V.Anantha Krishna, has placed before this Court a notice issued to petitioner informing her that her application for admission to Under-Graduate course in the first respondent University is received after due date and therefore her application is rejected. If the application sent by claimant is received after specified last date due to postal delay, the authority which invited applications cannot be blamed for rejection of the application. Therefore, the action of first respondent in rejecting the application of petitioner cannot be said to have suffered from any legal infirmity. The petitioner has no enforceable right to seek the relief as prayed for.

The Writ Petition is devoid of merits and is accordingly dismissed. No costs.

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(V.V.S.RAO, J)

16.8.2004

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To

1. The Registrar, Acharya N.G.Ranga Agricultural University

Rajendra Nagar, Hyderabad.

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